

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S5755–S5879

Measures Introduced: Ten bills were introduced, as follows: S. 1340–1349. **Page S5869**

Measures Passed:

Prescription Drug User Fee Amendments: By 93 yeas and 1 nay (Vote No. 157), Senate passed S. 1082, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to reauthorize drug and device user fees and ensure the safety of medical products, after agreeing to the committee amendment in the nature of a substitute, as modified and amended, and after taking action on the following amendments proposed thereto:

Pages S5759–S5824

Adopted:

By 64 yeas and 30 nays (Vote No. 155), Brown (for Grassley) Amendment No. 998, to provide for the application of stronger civil penalties for violations of approved risk evaluation and mitigation strategies. **Pages S5759, S5769–70, S5772**

Rejected:

By 46 yeas and 47 nays (Vote No. 154), Brown (for Grassley) Amendment No. 1039, to clarify the authority of the Office of Surveillance and Epidemiology with respect to postmarket drug safety pursuant to recommendations by the Institute of Medicine. **Pages S5759, S5768–69, S5771–72**

By 47 yeas and 47 nays (Vote No. 156), Brown (for Durbin/Bingaman) Amendment No. 1034, to reduce financial conflict of interest in FDA Advisory Panels. **Pages S5759, S5765–68, S5770–71, S5772–73**

Subsequently, the motion to invoke cloture on the bill was withdrawn. **Page S5773**

Congressional Budget Resolution—Motions To Instruct Conferees: Senate began consideration of the message from the House of Representatives to accompany S. Con. Res. 21, setting forth the congressional budget for the United States Government for fiscal year 2008 and including the appropriate budgetary levels for fiscal years 2007 and 2009

through 2012, after taking action on the following motions to instruct Conferees proposed thereto:

Pages S5837–62

Adopted:

Cornyn Motion to Instruct Conferees to create a point of order against legislation that raises income tax rates. **Page S5855**

Stabenow Motion to Instruct Conferees relative to the Deficit-Neutral Reserve Fund for Energy legislation in section 307. **Page S5855**

By 54 yeas and 41 nays (Vote No. 159), Kyl Motion to Instruct Conferees relative to permanent death tax relief and other family tax relief.

Pages S5838–41, S5861

By 51 yeas and 44 nays (Vote No. 160), Conrad Motion to Instruct Conferees relative to tax relief.

Pages S5842–55, S5862

Rejected:

By 44 yeas and 51 nays (Vote No. 161), Gregg Motion to Instruct Conferees relative to the extension of popular tax cuts. **Pages S5842–46, S5862**

Senate disagreed to the House amendment, requested a conference with the House thereon, and the Chair was authorized to appoint the following conferees on the part of the Senate: Senators Conrad, Murray, Wyden, Gregg and Domenici. **Page S5862**

Water Resources Development Act—Agreement:

A unanimous-consent agreement was reached providing that at 9:30 a.m., on Thursday, May 10, 2007, Senate resume consideration of the motion to proceed to consideration of H.R. 1495, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States; that the time until 9:45 a.m., be equally divided and controlled between the Chairman and Ranking Member of the Committee on Environment and Public Works, and that at approximately 9:45 a.m., Senate vote on the motion to invoke cloture on the motion to proceed to consideration of the bill. **Page S5878**

Message from the President: Senate received the following message from the President of the United States: Transmitting, pursuant to law, a report on

the continuation of the national emergency with respect to the blocking of property of certain persons and prohibiting the exportation and reexportation of certain goods to Syria as declared in Executive Order 13338 of May 11, 2004; which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM 12) **Page S5866**

Nomination Confirmed: Senate confirmed the following nomination:

By a unanimous vote of 91 yeas (Vote No. EX. 158), Debra Ann Livingston, of New York, to be United States Circuit Judge for the Second Circuit.

Pages S5824, S5832–37, S5879

Nominations Received: Senate received the following nominations:

- 2 Air Force nominations in the rank of general.
- 2 Army nominations in the rank of general.
- 1 Marine Corps nomination in the rank of general.
- Routine lists in the Air Force, Army, Navy.

Pages S5878–79

Messages from the House: **Page S5866**

Measures Referred: **Page S5866**

Measures Read the First Time: **Pages S5866, S5877–78**

Executive Communications: **Page S5866**

Petitions and Memorials: **Pages S5866–69**

Additional Cosponsors: **Pages S5869–71**

Statements on Introduced Bills/Resolutions: **Pages S5871–77**

Additional Statements: **Pages S5864–66**

Notices of Hearings/Meetings: **Page S5877**

Authorities for Committees to Meet: **Page S5877**

Record Votes: Eight record votes were taken today. (Total—161) **Pages S5772–73, S5837, S5861–62**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 8:38 p.m., until 9:30 a.m. on Thursday, May 10, 2007. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S5878.)

Committee Meetings

(Committees not listed did not meet)

RURAL DEVELOPMENT

Committee on Agriculture, Nutrition, and Forestry: Committee concluded a hearing to examine farm bill policy proposals relating to farm and energy issues and rural development, after receiving testimony from Glenn English, National Rural Electric Cooperative Association, Arlington, Virginia; Jimmy Matthews,

Georgia Rural Water Association, Barnesville, on behalf of the National Rural Water Association; Robert Grabarski, National Council of Farmer Cooperatives, Arkdale, Wisconsin; Steven A. Slack, Ohio State University Ohio Agricultural Research and Development Center, Wooster; Lee R. Lynd, Dartmouth College Thayer School of Engineering, Hanover, New Hampshire; Daniel G. De La Torre Ugarte, University of Tennessee Department of Agricultural Economics, Knoxville; Howard A. Learner, Environmental Law and Policy Center, Chicago, Illinois; and Neil Rich, Riksch Biofuels, Crawfordsville, Iowa.

APPROPRIATIONS: DEPARTMENT OF DEFENSE

Committee on Appropriations: Subcommittee on Defense concluded a hearing to examine proposed budget estimates for fiscal year 2008 for the Department of Defense, after receiving testimony from Robert M. Gates, Secretary, and General Peter Pace, USMC, Chairman, Joint Chiefs of Staff, both of the Department of Defense.

APPROPRIATIONS: IRS

Committee on Appropriations: Subcommittee on Financial Services and General Government concluded a hearing to examine proposed budget estimates for fiscal year 2008 for the Internal Revenue Service, Department of the Treasury, after receiving testimony from Kevin Brown, Acting Commissioner of Internal Revenue, J. Russell George, Inspector General for Tax Administration, and Nina E. Olson, National Taxpayer Advocate, all of the Department of the Treasury; and James R. White, Director, Strategic Issues, and David A. Powner, Director, Information Technology Management Issues, both of the Government Accountability Office.

ATV SAFETY

Committee on Commerce, Science, and Transportation: Subcommittee on Consumer Affairs, Insurance, and Automotive Safety concluded a hearing to examine All-Terrain Vehicle (ATV) safety, after receiving testimony from Rachel Weintraub, Consumer Federation of America, and David P. Murray, Willkie Farr and Gallagher LLP, both of Washington, D.C.

REDUCING GREENHOUSE GAS EMISSIONS

Committee on Environment and Public Works: Subcommittee on Private Sector and Consumer Solutions to Global Warming and Wildlife Protection concluded a hearing to examine emerging technologies and practices for reducing greenhouse gas emissions, after receiving testimony from Yet-Ming Chiang, Massachusetts Institute of Technology Department of Materials Science and Engineering, Watertown; Mark M. Little, GE Global Research, Niskayuna,